

STATEMENT OF PROCEEDINGS
FOR THE REGULAR MEETING OF THE LOS ANGELES
CONTRACT CITIES LIABILITY TRUST FUND CLAIMS BOARD
HELD IN THE CITY OF NORWALK, COMMUNITY MEETING CENTER
SPROUL ROOM, 13200 CLARKSDALE AVENUE,
NORWALK, CALIFORNIA 90650
ON
WEDNESDAY, JANUARY 16, 2013, AT 11:00 AM

Members Present: Chair Curtis Morris, Mark Alexander, Margaret Finlay,
Michael Egan, Doug Prichard, Harold Hofmann and
Sam Olivito

Alternates Present: David Spence and Cheri Kelley

1. **Call to Order.**
2. **Opportunity for members of the public to address the Contract Cities Liability Trust Fund Claims Board on items of interest within the subject matter jurisdiction of the Claims Board.**

No members of the public addressed the Claims Board.

3. **Closed Session – Conference with Legal Counsel – Existing Litigation (Subdivision (a) of Government Code section 54956.9).**

- a. Claim of Veolia Transportation Services, Inc.
Claim No. 12-1098030*002

This claim concerns allegations of unsafe speed by a County employee.

Action Taken:

The Contract Cities Liability Trust Fund Claims Board approved settlement of this matter in the amount of \$50,046.87.

Vote: Ayes: 7 -- Curtis Morris, Mark Alexander, Margaret Finlay,
Michael Egan, Doug Prichard, Harold Hofmann
and Sam Olivito

[See Supporting Document](#)

4. Closed Session – Conference with Legal Counsel – Existing Litigation (Subdivision (a) of Government Code Section 54956.9)

- a. Gloria Acevedo v. County of Los Angeles, et al.
Norwalk Superior Court Case No. VC 058172

No reportable action was taken.

- b. Terrence Buchanan v. County of Los Angeles, et al.
United States District Court Case No. CV 11-06135

No reportable action was taken.

- c. Victor Manuel Gonzalez v. County of Los Angeles, et al.
Torrance Superior Court Case No. YC 065081

No reportable action was taken.

- d. M.L. by Brandi Blackburn v. County of Los Angeles, et al.
Norwalk Superior Court Case No. VC 058338

No reportable action was taken.

- e. Nicholas Saracho v. County of Los Angeles, et al.
Los Angeles Superior Court Case No. BC 417304

No reportable action was taken.

- f. Cindy Villalpando, et al. v. County of Los Angeles, et al.
Lancaster Superior Court Case No. MC 022826

No reportable action was taken.

5. Report of actions taken in Closed Session.

The Contract Cities Liability Trust Fund Claims Board reconvened in open session and reported the actions taken in closed session as indicated under Agenda Items No. 3 and No. 4 above.

6. Approval of the minutes of the December 12, 2012, meeting of the Contract Cities Liability Trust Fund Claims Board.

Action Taken:

The Contract Cities Liability Trust Fund Claims Board approved the minutes.

Vote: Ayes: 7 -- Curtis Morris, Mark Alexander, Margaret Finlay, Michael Egan, Doug Prichard, Harold Hofmann and Sam Olivito

[See Supporting Document](#)

7. Items not on the posted agenda, to be referred to staff or placed on the agenda for action at a further meeting of the Board, or matters requiring immediate action because of emergency situation or where the need to take immediate action came to the attention of the Board subsequent to the posting of the agenda.

No such matters were discussed.

8. Other Business.

None

9. Adjournment.

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	Claim of Veolia Transportation Services, Inc. ASO for AVTA
CASE NUMBER	12-1098030*002
COURT	n/a
DATE FILED	5/1/12
COUNTY DEPARTMENT	Sheriff's Department
PROPOSED SETTLEMENT AMOUNT	\$ 50,046.87
ATTORNEY FOR PLAINTIFF	Eric J. Lunda
COUNTY COUNSEL ATTORNEY	Melissa McCaverty
NATURE OF CASE	Claimants allege that a County of Los Angeles driver ran a red light and collided into their bus. The impact caused claimants' bus to collide with a building.
PAID ATTORNEY FEES, TO DATE	\$ 0
PAID COSTS, TO DATE	\$ 685

Case Name: Claim of Veolia Transportation Services, Inc. ASO for AVTA



Summary Corrective Action Plan

The intent of this form is to assist departments in writing a corrective action plan summary for attachment to the settlement documents developed for the Board of Supervisors and/or the County of Los Angeles Claims Board. The summary should be a specific overview of the claims/lawsuits' identified root causes and corrective actions (status, time frame, and responsible party). This summary does not replace the Corrective Action Plan form. If there is a question related to confidentiality, please consult County Counsel.

Date of incident/event:	Wednesday, April 4, 2012, approximately 7:55 p.m.
Briefly provide a description of the incident/event:	<p><u>Claim of Veolia Transportation Services, Inc. ASO for AVTA</u> Summary Corrective Action Plan No. 2012-044</p> <p>On Wednesday, April 4, 2012, at approximately 7:55 p.m., a Los Angeles County deputy sheriff was driving a standard, black and white, County-owned patrol vehicle east on Avenue I when the vehicle he was driving collided with the plaintiff's vehicle in the intersection with Division Street, Lancaster.</p>

1. Briefly describe the root cause(s) of the claim/lawsuit:

This incident was thoroughly investigated by representatives from the Los Angeles County Sheriff's Department. The investigation concluded that the deputy sheriff caused the traffic collision by violating California Vehicle Code section 22350, Basic Speed Law.

2. Briefly describe recommended corrective actions:
(Include each corrective action, due date, responsible party, and any disciplinary actions if appropriate)

The Los Angeles County Sheriff's Department had relevant policies and procedures/protocols in effect at the time of this incident.

The Los Angeles County Sheriff's Department's training curriculum addresses the circumstances which occurred in this incident.

The Los Angeles County Sheriff's Department's administrative review revealed employee misconduct. Appropriate administrative action was taken.

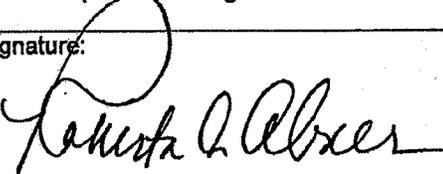
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County of Los Angeles
Summary Corrective Action Plan

3. State if the corrective actions are applicable to only your department or other County departments:
(If unsure, please contact the Chief Executive Office Risk Management Branch for assistance).

- Potentially has Countywide implications.
- Potentially has an implication to other departments (i.e., all human services, all safety departments, or one or more other departments).
- Does not appear to have Countywide or other department(s) implications.

Name: (Risk Management Coordinator) Shaun J. Mathers, Captain Risk Management Bureau	
Signature: 	Date: 12/7/12

Name: (Department Head) Roberta A. Abner, Chief Leadership and Training Division	
Signature: 	Date: 12/10/12

Chief Executive Office Risk Management Branch

Name: LEO CO STANTON U	
Signature: 	Date: 12/20/2012

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**COUNTY OF LOS ANGELES
CONTRACT CITIES LIABILITY TRUST FUND
CLAIMS BOARD**

MINUTES OF MEETING

December 12, 2012

Agenda Item No.: 5

1. Call to Order

This meeting of the County of Los Angeles Contract Cities Liability Trust Fund Claims Board was called to order by Curtis Morris, at 11:11a.m. The meeting was held in the City of Norwalk Sproul Room, 13200 Clarkdale Avenue, Norwalk, CA 90650.

Present at the meeting were **Claims Board Members:** Curtis Morris, Chair, San Dimas, Region III; Mark Alexander, La Canada Flintridge, Region I; Margaret Finlay, Duarte, Region I; Michael Egan, Norwalk, Region III; Harold Hofmann, Lawndale, Region II; **Alternates:** David Spence, La Canada Flintridge, Region I; **County of Los Angeles Staff:** Roger Granbo, Assistant County Counsel; Ernie Romo, Risk Management, Chief Executive Office; Shaun Mathers, Civil Litigation Unit, Los Angeles Sheriff's Department; Ronald Williams, Civil Litigation Unit, Los Angeles Sheriff's Department; Chris Deacon, Civil Litigation Unit, Los Angeles County Sheriff's Department; **Third Party Administrator for the County of Los Angeles:** Tanya Sousa, Claims, Carl Warren & Company; **California JPIA:** Jonathan Shull, Chief Executive Officer; Paul Zeglovitch, Liability Program Manager; Jim Thyden, Insurance Programs Manager; Jennifer Fullerton, Secretary.

2. Public Comment

Members of the public were provided the opportunity to address the Contract Cities Liability Trust Fund Claims Board on items of interest that are within the subject matter jurisdiction of the Claims Board. No members of the public addressed the Board.

At 11:13 a.m., the Chair adjourned the County of Los Angeles Contract Cities Liability Trust Fund Claims Board into Closed Session.

**3. Conference with Legal Counsel - Existing Litigation
(Subdivision (a) of Government Code Section 54956.9)**

- a. Maria Sandoval, et al. v. County of Los Angeles, et al.
United States District Court Case No. CV093428

This lawsuit concerns allegations of federal civil rights violations and negligence by Sheriff's Deputies.

The Contract Cities Liability Trust Fund Claims Board recommended to the Board of Supervisors the settlement of this matter in the amount of \$435,000, and that the Auditor-Controller be instructed to draw a warrant to implement this settlement from the Sheriff's Department budget.

The vote of the Contract Cities Liability Trust Fund Claims Board was as follows: Curtis Morris, Mark Alexander, Michael Egan, Margaret Finlay, and Harold Hoffman approved; Doug Prichard and Sam Olivito were absent.

**4. Conference with Legal Counsel - Existing Litigation
(Subdivision (a) of Government Code Section 54956.9)**

- a. Jonathan Cuevas v. County of Los Angeles, et al.
United States District Court Case No. CV1108297
- b. Mario Fennell v. County of Los Angeles, et al.
United States District Court Case No. CV1207023
- c. Annette Montalvo, et al. v. County of Los Angeles, et al.
Compton Superior Court Case No. TC023708

The meeting was reconvened into public session at 11:43 a.m. No action was taken in Closed Session which required a public report pursuant to Government Code Section 54957.1.

5. Approval of the Minutes for the November 14, 2012 meeting of the Contract Cities Liability Trust Fund Claims Board.

The Minutes for the meeting of November 14, 2012, were approved.

6. **Items Not on the Posted Agenda, to be Referred to Staff or Placed on the Agenda for Action at a Further Meeting of the Contract Cities Liability Trust Fund Claims Board, or Matters Requiring Immediate Action Because of Emergency Situation or Where the Need to Take Immediate Action Came to the Attention of the Board Subsequent to the Posting of the Agenda**

None

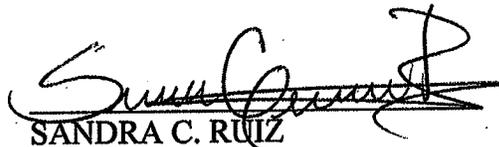
7. **Other Business**

None

8. **Adjournment**

There being no further business, the meeting was adjourned at 11:44 a.m.

COUNTY OF LOS ANGELES
CONTRACT CITIES LIABILITY
TRUST FUND CLAIMS BOARD


SANDRA C. RUIZ